

ESTTA Tracking number: **ESTTA106643**

Filing date: **10/27/2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91163999
Party	Plaintiff Sybaritic, Inc.
Correspondence Address	Frank B. Janoski Lewis, Rice & Fingersh, L.C. 500 North Broadway, Suite 2000 St. Louis, MO 63102-2147 UNITED STATES fjanoski@lewisrice.com
Submission	Withdrawal of Opposition
Filer's Name	Frank B. Janoski
Filer's e-mail	kdorsey@lewisrice.com, bhoy@lewisrice.com
Signature	/frankbjanoski/
Date	10/27/2006
Attachments	999Dismissal.pdf ( 2 pages )(98107 bytes )

EXHIBIT T

IN THE UNITED STATES PATENT & TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SYBARITIC, INC.,	)	
	)	
Opposer,	)	Opposition No.: 91163999
	)	Serial No. 78/282,661
v.	)	
	)	
THOMAS P. MUCHISKY,	)	
	)	
Applicant.	)	

**DISMISSAL AND WITHDRAWAL OF OPPOSITION WITH PREJUDICE**

It is hereby stipulated that the Opposition Proceeding, No. 91163999 by Opposer Sybaritic, Inc. is hereby withdrawn with prejudice. Counsel for Applicant, Lionel L. Lucchesi, of the firm Polster, Lieder, Woodruff & Lucchesi, L.C., has consented to the withdrawal as set forth below. A Certificate of service thereon is attached hereto.

Respectfully submitted,

Dated: October 21, 2006

By: Frank B. Janoski  
Frank B. Janoski  
Bridget Hoy  
Lewis, Rice & Fingersh, L.C.  
500 North Broadway, Suite 2000  
St. Louis, MO 63102  
Attorneys for Opposer

Dated: October 21, 2006

By: Lionel L. Lucchesi  
Lionel L. Lucchesi  
Polster, Lieder, Woodruff & Lucchesi, L.C.  
12412 Powerscourt Drive, Suite 200  
St. Louis, MO 63131  
Attorney for Applicant

**CERTIFICATE OF SERVICE**

I hereby certify that on this 27<sup>th</sup> day of October, 2006, a true and correct copy of the foregoing has been served upon counsel for Applicant at the address set forth below, by First Class Mail, postage prepaid.

Lionel L. Lucchesi, Esq.  
Polster, Lieder, Woodruff & Lucchesi, L.C.  
12412 Powerscourt Drive, Suite 200  
St. Louis, MO 63131

Attorney for Applicant

Kim Dorsey